

DISCLOSURE DIVISION

☒ **WAIVER REQUEST**
☐ **ANSWER**
☐ **RECONSIDERATION REQUEST**
☐ **UNTIMELY**

DATE: 1/15/2021

DOCKET #: 2021-031

Ashley Wimberley, Director
Disclosure Division

FILER INFORMATION

Name: Mr. David Gerald Bocage
Address: 4662 Mirabeau Avenue, New Orleans, LA 70126
Office/Position: Mary McLeod Bethune Charter School
Dates of Service: 2018-2019
Number of Disclosures and/or Amendments Filed with Agency: 3

REPORT INFORMATION

Name of Report: Tier 3 Annual Personal Financial Disclosure covering calendar year 2018 - Amendment
Report ID: PFD19007256
Original Due Date: 5/15/2019
Initial PFD Filed on: 5/15/2019
NOD-amend Received: 7/28/2020 - Signed by: David Bocage
Amendment/Answer Due Date based on NOD: 8/6/2020
Amendment/Answer Filed: 9/1/2020

LATE FEE INFORMATION

Amount of Late Fee: \$1500
Days late from receipt of NOD: 26
Total days late from initial due date: 475
Late Fee Order Received: 1/7/2021
Payment/Waiver Request Due Date: 1/27/2021
Waiver Request Received: 9/1/2020

COMMENTS: David Bocage is seeking a waiver for failing to file his 2018 amendment timely. This is Mr. Bocage first time filing late and his first late fee assessment. Mr. Bocage's letter in response to his late fee order reads as followed:

In a recent correspondence received on July 24, 2020 from the BOE pertaining to pending a Tier 3 Personal Financial Disclosure Statements. It was stated that the 2018/2019 statements were delinquent and needed to be submitted before the intended deadline. After further consultation with the Disclosure Division Director, Ashley Wimberley, it was determined that since this was our first delinquent violation and did not received such notices for previous years that a waiver letter could be administered along with proper disclosure statements for 2018/2019 in order to remain in compliance. Please accept this written correspondence to explain our position and waive all related fees associated with such violation, so he could remain in good standing with the Louisiana Board of Ethics.

OTHER LATE FEE INFORMATION

Disclosure Statements:

- Other Outstanding Statements: No
- Other Outstanding Late Fees: No
- Prior Late Fees: No
- Reassessed Late Fees: No

Campaign Finance:

- Outstanding Late Fees: No
- Prior Late Fees: No

David Bocage
4662 Mirabeau Ave
New Orleans, LA 70126
(504)214-4071
dgbocage@gmail.com

August 20, 2020

To: Tammy Frazier
Compliance Investigator
Louisiana Board of Ethics
P.O. Box 4368
Baton Rouge, LA 70821

From: David Bocage
Re: Late Doc Submission/Fee Waiver


Dear Ms. Frazier:

This letter is in response to a recent correspondence received on July 24, 2020 from the Louisiana Board of Ethics pertaining to pending Tier 3 Personal Financial Disclosure Statements. It was stated that the 2018/2019 statements were delinquent and needed to be submitted before the intended deadline.

After further consultation with the Disclosure Division Director, Ashley Wimberley, it was determined that since this is our first delinquent violation and didn't receive such notices for previous years that a waiver letter be administered along with proper disclosure statements for 2018/2019 on our behalf in order to remain in compliance.

Please accept this written correspondence to explain our position in order to therefore waive all related fees associated with such violation and be in good standing with the Louisiana Board of Ethics.

Sincerely,



David Bocage
504-214-4071
dgbocage@gmail.com

ETHICS BOARD REC'D
SEP 1 '20 PM5:33

Ashley Wimberley

From: Kathleen Allen
Sent: Thursday, October 15, 2020 3:50 PM
To: Ashley Wimberley
Subject: FW: Explanation of Notice of Delinquency-Amend: Ethics Administrator

-----Original Message-----

From: Kathleen Allen
Sent: Friday, August 14, 2020 8:10 AM
To: Ashley Wimberley <Ashley.Wimberley@la.gov>
Subject: FW: Explanation of Notice of Delinquency-Amend: Ethics Administrator

You may want to follow up. I do not know if there any late fees are not, let me know if need to discuss

Kathleen M. Allen
Ethics Administration Program
P. O. Box 4368
Baton Rouge, LA 70821
(225) 219-5600/(800) 842-6630
(225) 381-7271 (facsimile)
www.ethics.la.gov

-----Original Message-----

From: dgbocage@gmail.com <dgbocage@gmail.com>
Sent: Thursday, August 13, 2020 8:01 PM
To: Kathleen Allen <Kathleen.Allen@LA.GOV>
Subject: Explanation of Notice of Delinquency-Amend: Ethics Administrator

EXTERNAL EMAIL: Please do not click on links or attachments unless you know the content is safe.

Ethics Administrator

Hello ,
I recently received a notice for a delinquency-Amend (PFD19007256) on July 17, 2020 and immediately reached out to Tammy Frazier, Compliance Investigator, on the same day, July 17,2020. I have yet to receive a reply with an explanation for me receiving such a notice and currently remain in need of an explanation in order to proceed. According to the notice I was asked to file within 7 days or be subject to an automatic late fee of \$50/day. Since I haven't received the requested consultation, I am asking that all late fees be waived until further notice.

Thank You
David Bocage
504-214-4071

dgbocage@gmail.com

Ashley Wimberley

Subject: PFD Filer David Gerald Bocage

Filer: David Gerald Bocage

Regarding: PFD19007256: 2018 Tier 3 - Mary McLeod Bethune Charter School (Filed: 5/15/2019)

COMMENT:

Tammy was able to pull that he did call from 504.214.4071 on 7/28/2020 (letter recd. on), not 7/17/2020 (date issued) AS Mr. Bocage stated in his email to Kathleen. After checking there was no voice mail left from his 7/28/2020, 10:01 am phone call. Mr. Bocage claims he did leave a voicemail. He will received a \$1500 Late Fee, which I informed him. His argument is he contacted us and we didn't response.

I informed him that the letters states to file, not call, and the letter is very clear with what was omitted. I advised him to submit a detail waiver request and to list his claim. I stressed he will have 20 days to submit his waiver in writing (not verbally) once he receives it. He understood and will do so once he gets his late fee letter. He will call me back if he has any questions. (504) 214-4071

Comment by awimberley created on 8/14/2020 10:41:54 AM.